ROUTING AND RECORD SHEET										
SUBJECT: (Optional) Draft OFPP bill in the procurement of proper	1 ''To pro	ovide fo	or the 11							
not exceed \$25,000''	TAT		EXTENSION							
Office of General Couns	el STAT	Γ								
TO: (Officer designation, room number, and building)	DATE		OFFICER'S	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)						
1. STAT	RECEIVED	FORWARDED	~ AA	attached for your review and						
L&PL/OGC STAT	83-30 1/20/83	Jan 8	MA	comment is another draft procurement bill which raises the thresh-						
2.			STAT	holds applicable to certain procure ments. Next to each section, I have penciled a brief analysis of the section as it currently stands. I believe that the correct United States Code citation for Section 5(a) of the Bill should be 15 U.S.C. section						
3 LED/OGC STAT										
STAT_										
5.				631b (b), not 15 U.S.C. section 631 (b), and that the correct						
				use citation for section 5 (d) of the Bill should be 15 U.S.C. section 644 (j), not 15 U.S.C.						
6 .				section 644.						
7.				I assume that there would be no Agency objections to any amendments						
8.				but in fact the Agency would suppor them. Do you concur?						
9.			-	I must respond to the Office of Management and Budget by Friday,						
				January 14, 1983. Therefore, could I have your comments by						
TAT				Thursday, 13 January? Thanks.						
11.										
12.				Attachments						
13.				No objections, already under						
				No objections, already under implemented in agency under our our authority						
STAT										
15.										

FORM 610 USE PREVIOUS EDITIONS



EXECUTIVE OFFICE OF THE PRESIDENT OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

Dear Mr. Speaker/Mr. President:

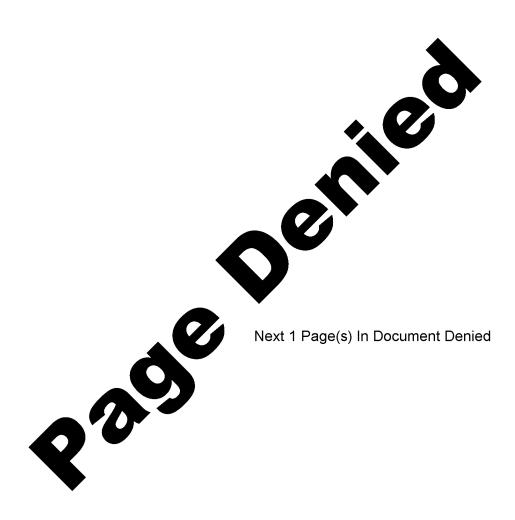
There is transmitted herewith a proposed bill "to provide, for the use of simplified procedures in the procurement of property and services by the Government when the amount does not exceed \$25,000."

It is necessary to raise the ceiling for the use of small purchase procedures to reflect changes in economic conditions and to comport with the small purchase ceiling applicable to DOD. A 1974 amendment raised the ceiling for all small purchase procedures from \$2,500 to \$10,000.

Sincerely,

Joseph R. Wright, Jr. Deputy Director

Enclosure



Approved For Release 2008/12/08: CIA-RDP86B00338R000200220006-2

LEGISLATIVE STRATEGY RECORD

Sym_	<u>/</u>
FileP	o cure mont

DATE: Janu	uary 12,	1983		•	
STAT					
OFFICER:			•		
BILL NO.:	H.R. 117	<u> </u>	· •		
Ding not					
SUBJECT: _	Procureme	nt/Contracts			
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· <u>-</u>	<u></u>				:
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_	-				
OTHER PARTI	CIPANTS:				
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			•		
LC/DLC APP	ROVAL (if	applicable)			
	The nu	rpose of the cap	tioned legis	elation i	c to amond
COMMENTS:	The pu	pose or the cap	CTOTIER TERTS		amena.

the provisions of 40 U.S.C. %270b. 40 U.S.C. %270a requires government contractors to provide a payment bond to insure that they will pay all liabilities incurred by them in the performance of the contract. 40 U.S.C %270b authorizes their employees to sue on the bond if not paid, said suit to be brought by the United States in the employees' name. Current law decrees

for any costs in such a suit. The bill would amend this prohibition to such prevailing;

permit he/plaintiffs/to recover attorneys fees from the bond.

The Agency Approved For Release 2008/12/08: CIA-RDP86B00338R000200220006-2

Approved Fo

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98TH CONGRESS 1ST SESSION

H. R. 117

To amend the Miller Act to authorize the payment of attorney fees and litigation cost to a prevailing plaintiff from performance bonds furnished by Federal contractors.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 1983

Mr. Fuqua introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Miller Act to authorize the payment of attorney fees and litigation cost to a prevailing plaintiff from performance bonds furnished by Federal contractors.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 That section 2(b) of the Act of August 24, 1935 (49 Stat.
- 4 794; 45 U.S.C. 2706), commonly referred to as the Miller
- 5 Act, is amended by striking out the period at the end thereof
- 6 and inserting in lieu thereof the following: ", but the court
- 7 may assess from such payment bond reasonable attorney fees
- 8 and litigation costs incurred by a plaintiff who substantially
- 9 prevails in any action brought under this section.".

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